

In the Amendment After Final Rejection claim 30 was presented based on its original form, rather than the once amended form outstanding at the time of the Final Rejection. This was an inadvertent error on the part of the undersigned and is regretted.

Claims 1 is returned to its original form except it still incorporates original claim 2 and except that "comprising" is changed to "consisting of" with respect to the random copolymer. An extraneous repetition of "primary" in claim 1 amended is removed. It is the position now presented that the term "random" does not permit of modification with respect to a defined structural order. Hence, the single reference understood to be in issue, the Crystal patent, is not pertinent, since what Crystal means by "shaded copolymer" can not be suggestive of true random.

A pertinent dictionary definition of random is: lacking a definite pattern. The incorporation of "consisting of" in defining the copolymer clearly excludes any copolymer with a definite pattern. The term "shaded" to modify "random copolymer" has no more meaning than "straight curve," which is a contradiction and therefore has no meaning at all. In fact, Crystal describes the shaded copolymer as "a random copolymer in which one end of the chain has a high concentration of one component of the copolymer and the other end of the chain has a high concentration of a second component of the copolymer." (col. 4, l. 49-53). Thus, the Crystal shaded copolymer is simply not random regardless of mention of random in its description.

In this amendment claim 7 is corrected by adding "of" as pointed out in the Final Rejection. Further in response to the Final Rejection, claim 30 is amended to specify number-average molecular weight. This is supported at page 22, line 24-26. This is part of the description of Example 1, which is characterized as high molecular

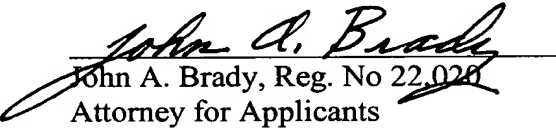
weight in Fig. 4b and indirectly so characterized in Example 2, which refers to a lower molecular weight than Example 1, which is characterized in Fig. 4b as low molecular weight.

By claim 30 specifying "number-average" for the molecular weight, all issues with respect to claim 30 are believed to be resolved and claim 30 is ready for allowance.

Accordingly, reconsideration is due course is respectfully requested, followed by allowance of claims 1, 3-22 and 30, all of the pending claims.

Respectfully submitted,

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Appendix

The changes in the foregoing amendments to claims 1, 7, and 30 are as follows.

1. (Three Times Amended) A toner composition comprising:

- a) a primary resin having a polymeric structure comprising at least one distinct repeating structural unit;
- b) at least one wax release agent having a polymeric structure comprising at least one distinct repeating structural unit; and
- c) a secondary resin at least partially compatibilizing said primary [primary] resin and said wax consisting of [comprising] a random copolymer, wherein the structure of said random copolymer has at least one repeating structural unit compatible with at least one distinct repeating structural unit of said primary resin and at least one other repeating structural unit which is compatible with a least one distinct repeating structural unit of said wax release agent. [, at least one of said repeating structural units having a monomer reactivity ratio with respect to the other of said repeating structural units exceeding 1 and said secondary resin having structure characteristic of reaction in accordance with said reactivity ratio through all of said secondary resin]

7. (Twice Amended) The composition of claim 1, wherein said primary resin comprises a resin selected from the group consisting of homopolymers and copolymers of styrene and substituted styrene, acrylic and (meth)acrylic polymers and copolymers, polyvinyl chloride, polyvinyl alcohol, polyolefins, polyurethanes, polyamides, polymers and copolymers of epoxides, and polymers and copolymers of esters.

30. (Three Times Amended) In a toner composition comprising about 100 parts of a styrene/acrylic random copolymer base resin and about 3 parts of a polyethylene wax additive, the improvement comprising:

said composition including a high number-average molecular weight random copolymer compatibilizer present in said toner composition to a level that is about 1.5 weight percent relative to the weight of said styrene/acrylic random copolymer, wherein said compatibilizer comprises 81 weight percent ethylene and 19 weight percent n-butyl acrylate monomer units.